

Message Text

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EXCON

E.O. 11652: XGDS-1

TAGS: ESTC, COCOM, NL

SUBJECT: NETHERLANDS MEMORANDUM RE IC'S ELIGIBLE FOR
ADMINISTRATIVE EXCEPTION TREATMENT - IC-1564

REFS: (A) COCOM DOC DEF(73)1564/22 AND/27,

(B) STATE 157844

IN THE OPINION OF U.S. EXPERTS TCA 490 A, B AND C TYPE IC'S
MEET THE CONDITIONS OF NOTE 2 TO IL 1564 AS HAS BEEN
POINTED OUT BY THE BRITISH DELEGATION AND ENDORSED BY THE
FRENCH AND OTHER DELEGATIONS. HOWEVER, IT IS BELIEVED
THAT THESE CIRCUITS, AS GOOD GENERAL PURPOSE OPERATIONAL
AMPLIFIERS, CAN BE USED IN MANY APPLICATIONS, INCLUDING
MILITARY, OTHER THAN IN CIVIL STEREO AMPLIFIER UNITS.
FOR THAT REASON, THE TCA 490 A, B AND C CIRCUITS APPEAR
NOT TO MEET THE TEST OF SUBSTANTIAL RESTRICTION TO THE
PARTICULAR PURPOSE FOR WHICH THEY HAVE BEEN DESIGNED WHICH
IS CONTAINED IN NOTE 6(1). U.S. AUTHORITIES BELIEVE THAT
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THE INTENT OF NOTE 6 IS TO PROVIDE FOR CIRCUITS WHICH

MAY NOT BENEFIT FROM OTHER NOTES BUT WHICH NEVERTHELESS
ARE AGREED TO BE STRATEGICALLY OR MILITARILY HARMLESS.

HOWEVER, THEY HASTEN TO ADD THAT THIS DISTINCTION IS A
VERY FINE ONE INASMUCH AS THE CIRCUITS ARE SUBJECT TO THE
ADMINISTRATIVE EXCEPTION PROCEDURE IN EITHER CASE. HOWEVER,
AS A MATTER OF PRINCIPLE, THE U.S. AUTHORITIES BELIEVE UPON

REFLECTION THAT IN 16 SHOULD BE RESERVED AS FAR AS POSSIBLE
FOR CIRCUITS WHICH WOULD BE SUBSTANTIALLY RESTRICTED TO
CIVIL USES AND WHICH WOULD NOT NORMALLY BENEFIT FROM THE
OPERATION OF THE OTHER NOTES TO 1564. TO DO OTHERWISE
WOULD RISK INTRODUCING CONFUSION ABOUT THE DIFFERENT
PURPOSES OF THE SEVERAL NOTES. FOR THESE REASONS
THEN, THE U.S. DELEGATION HAS BEEN INSTRUCTED TO OBJECT
TO THE LISTING OF TCA 490 A, B AND C IN IN 16, UNLESS
THE NETHERLANDS DELEGATION HAS SOME SPECIAL REASONS FOR
DESIRING TO BE ABLE TO SUBJECT CIRCUITS UNDER ONE AN
RATHER THAN ANOTHER. ROGERS

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